

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

FELICIA PHILLIPS,

Plaintiff,

Case No. 18-cv-12064
Hon. Matthew F. Leitman

v.

COMMISSIONER OF
SOCIAL SECURITY,

Defendant.

**ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFF'S
APPLICATION FOR ATTORNEY FEES (ECF NO. 25)**

In this action, Plaintiff Felicia Phillips challenged the denial of her applications for Social Security benefits. (*See* Compl., ECF No. 1.) On February 2, 2019, the Court entered a stipulated order remanding Phillips' applications to Defendant Commissioner of Social Security for further administrative action pursuant to sentence four of 42 U.S.C. § 405(g). (*See* Order, ECF No. 23.)

Phillips has now filed an application for attorney fees under the Equal Access to Justice Act, 28 U.S.C. § 2412. (*See* Mot., ECF No. 25.) In the application, Phillips seeks \$7,183.97 in fees. (*See id.*, PageID.1025.) That amount includes \$341.32 in fees incurred by Phillips' local counsel Eva Guerra. (*See* ECF No. 25-3, PageID.1032.)

The Commissioner filed a response to Phillips' application on November 6, 2019. (*See* Resp., ECF No. 27.) In the response, the Commissioner did not object to the vast majority of Phillips' fee request. Instead, the Commissioner objected only to the \$341.32 in fees related to Guerra's work as local counsel. The Commissioner therefore argued that the Court should award Phillips a total of \$6,842.65 in fees. The Court agrees.

For all of the reasons stated in the Commissioner's response brief, Phillips' application for attorney fees is **GRANTED IN PART AND DENIED IN PART**. The Court awards Phillips a total fee award of \$6,842.65.

IT IS SO ORDERED.

s/Matthew F. Leitman
MATTHEW F. LEITMAN
UNITED STATES DISTRICT JUDGE

Dated: November 7, 2019

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on November 7, 2019, by electronic means and/or ordinary mail.

s/Holly A. Monda
Case Manager
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